THE HON'BLE MR JUSTICE V.V.S.RAO

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WRIT PETITION No.1823 of 2006

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Dated:31.01.2006

Between:

Madala Bujamma, W/o. Mastanaiah,
R/o. Cheta Bhimavaram Village, A.S. Peta(M) Nellore Dist.

..... PETITIONER

AND

The Dist Collector, Nellore Dist, and others.

.....RESPONDENTS

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.1823 of 2006

ORDER:

The petitioner is statedly in possession of the land admeasuring Acs.5.00 in Survey No.434-2 situated at Chouta Bhimavaram of Anna Samudrampet Mandal in Nellore District. According to her, taking into consideration her possession, the Mandal Revenue Officer issued patta to her on 26.01.2005, and she is cultivating the land regularly. The second respondent issued an enquiry notice dated 04.10.2005 requiring her to appear for the enquiry on 29.10.2005. Accordingly the petitioner allegedly appeared on number of occasions, and in spite of the same, enquiry was not finalized. Aggrieved by the same, the present writ petition is filed seeking a direction that the action of the second respondent in not conducting the enquiry is illegal and arbitrary.

After hearing the learned Counsel for the petitioner and the learned Assistant Government Pleader for Revenue (Assignments), this Court is of the considered opinion that as the enquiry is still pending before the Joint Collector, the interest of justice would be served by directing the second respondent to complete the enquiry

within a period of two weeks from the date of receipt of a copy of this order. The petitioner is also given liberty to appear before the Joint Collector with a copy of this order either personally or through a Lawyer on 08.02.2006 for necessary redressal. As the enquiry is still pending, the petitioner cannot be dispossessed from the land.

The Writ Petition is accordingly disposed of. No costs.

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(V.V.S.RAO, J)

31.01.2006

vs